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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/576,259

04/18/2006

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EXAMINER

LACLAIR, DARCY D

ART UNIT

PAPER NUMBER

1796

NOTIFICATION DATE

DELIVERY MODE

10/02/2009

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

gbpatent@gbpatent.com
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Attachment to Advisory Action

1. Applicants' amendment filed **9/22/2009** has not been entered given that it raises new issues that would require further consideration and/or search.

With respect to new issues, Claims 1, 3 and 9-10 have been amended to recite that the filler is wollastonite treated with amino-silane. This amendment is supported on page 23, line 27 of the specification. It is the examiner's position that this is a new issue since the previous claims recited a Markush group of inorganic fillers including, but not specific to wollastonite. Furthermore, the treatment with amino-silane was not previously claimed. Additionally, applicant has submitted a Declaration under Rule 132 presenting additional data and experiments for consideration. This declaration is not timely following the mailing of a final rejection. Therefore, the amendment would require further consideration and/or search.

2. As the amendment is not being entered, those of applicant's arguments with regard to overcoming the prior art rejections based on the possibility of entry of amendment are rendered moot.

3. Note: Should applicant enter amendment cancelling Claim 4 to overcome the 112 rejections only in a separate communication, that will be entered and:
The 112 second paragraph rejection over **Claim 4** would be withdrawn in light of the cancellation of Claim 4.

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/D. D. L./

Examiner, Art Unit 1796

/Vasu Jagannathan/

Supervisory Patent Examiner, Art Unit 1796